

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, May 21, 2007, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Robert H. Raney, Commissioner
Ken Toole, Commissioner

Commissioner Brad Molnar was absent but left his proxy with Commissioner Mood.

APPEARANCE

Jim Paine, Legal Division

(212) In the matter of the Commission's discussion of T-06.20.PCN – PC & N application to discuss Protestants; Motion in Limine (to limit witnesses' participation);

Commissioner Mood moved that the Motion in Limine be denied and to accept the scope of the witness testimony that is being proposed by the applicant in response. Commissioner Toole seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Judy Scheier
Assistant Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, May 22, 2007, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner
Robert H. Raney, Commissioner
Ken Toole, Commissioner

APPEARANCE

Gary Duncan, Utility Division

(213) In the matter of N2007.5.47-Qwest Corporation. On May 7, 2007 Qwest Corporation filed for Commission approval a Multi-State Agreement between Qwest and H&R Block Services, Inc.

Commissioner Raney moved to approve the Qwest Corporation/H&R Block Services, Inc. Multi-State Agreement in Docket N2007.5.47. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(214) In the matter of TN2345. Ronald G. Baier dba Runnin' Bear Moving & Storage, Kalispell, Montana requests permission to lease PSC No. 4991 to Runnin' Bear, Inc., Kalispell, Montana for a three month period, May 22, 2007 to August 22, 2007.

Commissioner Toole moved to approve the lease as requested. Commissioner Raney seconded the motion, which passed unanimously.

(215) In the matter of TN2346. Lewis & Clark Transit System, LLC, Apache Junction, Arizona requests permission to suspend PSC No. 9450 for a six month period, May 24, 2007 to November 24, 2007.

Commissioner Raney moved to approve suspension as requested. Commissioner Toole seconded the motion, which passed unanimously.

(216) In the matter of the approval of Commission Minutes for the week of May 14, 2007.

Commissioner Mood moved to approve the Commission Minutes for the week of May 14, 2007. Commissioner seconded the motion, which passed unanimously.

APPEARANCE
Jim Paine, Legal Division

(217) In the matter of the Commission's discussion of N2007.5.48-Qwest Corporation; Motion for Protective Order.

Commissioner Toole moved that we deny the Protective Order as regards to the salary information of the top 10 employees. The motion failed for a lack of a second.

Commissioner Raney moved to grant the Protective Order on Salary information in N2007.5.48.

Commissioner Raney made an amended motion to grant the Protective Order information with the stipulation that Qwest publicly present the aggregate number for salaries for the top 10 employees. Commissioner Mood seconded, which passed 3-2. Commissioner Molnar and Commissioner Toole voted no.

(218) In the matter of the Commission's discussion of D2006.10.143-Qwest Customers v. Qwest;

Commissioner Raney moved to grant intervention to MCC in D2006.10.143. Commissioner Jergeson seconded the motion, which passed 4-0. Commissioner Toole was recused from the vote.

Commissioner Raney moved to approve the draft procedural order in D2006.10.143, changing the intervention deadline to Friday, May 25. Commissioner Mood seconded, which passed 4-0. Commissioner Toole was recused from the vote.

APPEARANCE
Martin Jacobson, Legal Division

(219) In the matter of the Commission's discussion of N2007.5.44-Northwestern Energy 2007 Gas Cost Tracker;

Commissioner Toole moved to grant the protective order except for the supplier identification in the look back period. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE
Martin Jacobson, Legal Division
Mike Lee, Utility Division

(220) In the matter of the Commission's discussion of Rulemaking proposed amendment to qualifying facility rule;

Commissioner Toole moved to notice the rulemaking with all three alternatives. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator, Legal Division

(221) In the matter of the Commission's discussion of L-07.05.1-RUL; Amendments to and repeal of certain protective order rules(38.2.5001-5030).

Commissioner Raney moved to file the proposed amendments to and repeal of certain PSC protective order rules with the Secretary of State's office by the May 29th filing deadline subject to changes as directed in the conversation and subject to non-substantive edits. Commissioner Toole seconded the motion, which passed 5-0.

APPEARANCE

Staci Litschauer, Centralized Services

(222) In the matter of the Commission's discussion of State Fiscal 2008 travel allocation proposed travel budget to be allocated between commissioners and staff;

Commissioner Raney moved to approve proposed travel budget. Commissioner Mood seconded the motion, which passed unanimously.

Chairman Jergeson Recessed the business meeting until 1:30 p.m.

APPEARANCE

Kate Whitney, Administrator
Utility Division
Al Brogan, Legal Division
Eric Eck, Utility Division

(223) In the matter of the Commission's discussion of D2006.6.94-NorthWestern Energy 2006 Qualifying Facility/Avoided Cost;

Commissioner Mood moved that the Commission direct staff to draft an order discussing all of the issues raised in this docket and denying NorthWestern and Babcock & Brown Infrastructure Limited's request for an order consenting to Babcock & Brown Infrastructure Limited's acquisition of the common stock of NorthWestern and bring the draft to the Commission for consideration. Commissioner Raney seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, May 23, 2007, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner
Robert H. Raney, Commissioner
Ken Toole, Commissioner

APPEARANCE

Al Brogan, Legal Division

(224) In the matter of the Commission's discussion of D2007.4.35 – NorthWestern Energy – in the Matter of NorthWestern Energy's Application for Approval of an Affiliate Power Purchase Transaction Between NorthWestern and its Wholly-owned Subsidiary, Montana Generation LLC;

Commissioner Molnar moved to grant the extension of time and to postpone the hearing scheduled for May 30, 2007 and direct staff to issue a revised procedural order in this docket. Commissioner Mood seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Judy Scheier
Assistant Commission Secretary

(SEAL)